



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

MAY 14 2014

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

**Article Number: 7005 3110 0000 5966 0652**

Commissioner Gilbert Anderson, P.E.  
County of Suffolk  
Department of Public Works  
335 Yaphank Avenue  
Yaphank, NY 11980

Re: **Request for Information Pursuant to Section 308 of the Clean Water Act**  
**County of Suffolk Department of Public Works Municipal Separate Storm Sewer System**  
**NPDES Permit No. NYR20A180**  
**Nickols Road Salt Barn**  
**Docket No. CWA-IR-14-017**

Dear Mr. Anderson:

The purpose of this Request for Information (RFI) letter is to require you to submit information to the U.S. Environmental Protection Agency (EPA) regarding the County of Suffolk Department of Public Works (DPW) Municipal Separate Storm Sewer System (MS4).

Section 308(a) of the Clean Water Act ("CWA"), 33 U.S.C. §1318(a), provides that whenever it is necessary to carry out the objectives of the CWA, including determining whether any person is in violation of the CWA, the EPA shall require the owner or operator of any point source to submit any information reasonably required to make such a determination.

By letter dated April 2, 2014 the EPA received the County of Suffolk DPW's responses to certain items required by the EPA's Underground Injection Control program. The response indicated that drains at the County's Salt Storage facility discharge to a recharge basin south of the site. The images included in the response appear to indicate that the recharge basin does not conform to performance criteria as specified in the New York State Stormwater Management Design Manual (Chapter 6 Performance Criteria) and is not protective of groundwater.

**REQUEST FOR INFORMATION**

The County of Suffolk DPW is hereby required, pursuant to Section 308(a) of the Clean Water Act, 33 U.S.C. §1318(a), to submit the following documents and/or requested information regarding the outfall and stormwater structures at the Nickols Road Salt Barn within thirty (30) calendar days of receipt of this RFI:

1. Provide copies of written documentation of routine stormwater system and structural operation and maintenance from January 1, 2011 to present and include at a minimum the date, location and type of work performed, if any, at the Nickols Road Salt Barn.
2. Provide copies of visual and/or sampling inspection reports, if available, by the County of Suffolk DPW regarding discharges to the recharge basin south of the site from January 1, 2011 to present.

3. A copy of the County's salt storage facility design and site plans including but not limited to, the topography of the site, adjacent waterbodies, and the catch basins receiving stormwater runoff from the site.
4. A written Pollution Prevention and Good Housekeeping program that applies to the site and or salt storage facilities in the County that meets the requirements in Part VII.A.6 of the New York State Department of Environmental Conservation ("NYSDEC") State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from MS4s.
5. A copy of any BMPs to prevent the discharge of salt from the County's salt storage facilities during storm events.

### **CERTIFICATION**

Any documents to be submitted as part of this RFI shall be sent by certified mail or its equivalent and shall be signed by an authorized representative of the respective entity (see 40 C.F.R. §122.22), and shall include the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."


All information required to be submitted by this RFI shall be sent to the following address:

Mr. Douglas McKenna, Chief  
Water Compliance Branch  
Division of Enforcement and Compliance Assistance  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 20th Floor  
New York, New York 10007

Failure to provide the required information may subject you to civil/criminal penalties pursuant to Section 309 of the CWA. Failure to comply with the RFI shall also subject you to ineligibility for participation in work associated with Federal contracts, grants or loans.

If you have any questions regarding developing BMPs, please contact the NYSDEC Regional Office. If you have any questions regarding this letter, please contact Mr. Robert Ferri at (212) 637-4227 (or via e-mail at [ferri.robert@epa.gov](mailto:ferri.robert@epa.gov)).

Sincerely,



Douglas McKenna, Chief  
Water Compliance Branch

## Enclosures

cc: Walter Dawydiak, P.E.  
Division of Environmental Quality,  
Office of Pollution Control Suffolk County Dept. of Health  
15 Horseblock Place  
Farmingville, NY 11738

Bill Spitz  
NYSDEC, Region 1  
SUNY Stony Brook, 50 Circle Rd  
Stony Brook, NY 11790

